



UNITED STATES OF AMERICA
DEPARTMENT OF TRANSPORTATION
OFFICE OF THE SECRETARY
WASHINGTON, DC

Issued by the Department of Transportation on May 12, 1999

NOTICE OF ACTION TAKEN -- DOCKET OST-99-4994

This serves as notice to the public of the action described below, taken by the Department official indicated (no additional confirming order will be issued in this matter).

Joint Application of American Airlines, Inc. and Japan Airlines Co., Ltd., filed 4/20/99 in Docket OST-99-4994 and Undocketed to:

XX Amend condition 4 imposed on February 18, 1999 exemption granted to American Airlines under 49 U.S.C. 40109, ¹ in order to:

Permit American to place its AA designator code on JAL flights operated with aircraft that JAL wet leases from its subsidiary, Japan Air Charter (JAZ) as well as flights operated with JAL's aircraft.

XX Amend February 18, 1999 Statement of Authorization granted to Japan Airlines to:

Permit JAL to operate code-share services using aircraft wet leased from JAZ as well as code-share services using its own aircraft.

Applicant reps: Carl B. Nelson, Jr., (202) 496-5647--AA DOT Analyst: Gerald Caolo (202) 366-2406
William Karas, (202)-429-6223-----JAL

DISPOSITION

XX Granted (subject to conditions, see remarks below)

The above action with respect to the amended exemption condition and the amended statement of authorization were effective when taken: May 12, 1999.

**Action taken by: Paul L. Gretch, Director
Office of International Aviation**

XX Amendment granted is consistent with the 1998 Memorandum of Understanding between the United States and Japan.

¹ By Notice of Action Taken dated February 18, 1999, Docket 99-4994, the Department granted authority to American and JAL to place their respective designator codes on their U.S.-Japan and beyond operations. Condition 4 of the exemption granted to American stated that the authority is limited to code-share operations with JAL on flights operated by JAL.

Except to the extent exempted or waived, this authority is subject to the terms, conditions, and limitations indicated:

XX Holder's Foreign Air Carrier Permit (Japan Air Charter)

Remarks: Based on our approval here, condition 4 attached to the exemption authority granted to American is amended to read as follows:

(4) The authority granted is limited to code-share operations with Japan Airlines on flights operated by Japan Airlines, including flights operated with aircraft wet leased to Japan Airlines by its subsidiary Japan Air Charter Co., Ltd.

The statement of authorization granted to Japan Airlines is amended to read as follows:

XX Statement of Authorization under 14 CFR Part 212 for Japan Airlines (and its subsidiary Japan Air Charter Co., Ltd.) to:

Display American Airlines' "AA" designator code on flights operated by Japan Airlines using its own aircraft or aircraft wet leased to Japan Airlines by its subsidiary Japan Air Charter Co., Ltd. on all four routes described above.

The amendments approved here are also subject to the same conditions applicable to the authority dated February 18, 1999, approving the American/Japan Air Lines code-share operations.

Under authority assigned by the Department in its regulations, 14 CFR Part 385, we found that (1) immediate action was required and was consistent with Department policy; and (2) grant of the authority was consistent with the public interest. To the extent not granted, we denied all requests in the referenced Docket. We may amend, modify, or revoke the authority granted in this Notice at any time without hearing at our discretion.

Persons entitled to petition the Department for review of the action set forth in this Notice under the Department's regulations, 14 CFR §385.30, may file their petitions within ten (10) days after the date of issuance of this Notice. This action was effective when taken, and the filing of a petition for review will not alter such effectiveness.

*An electronic version of this document is available on the World Wide Web at:
http://dms.dot.gov/reports/reports_aviation.asp*